# UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

Case No: <u>20-cv-06570-TSH</u>

Case Name: Martinezv. County of Alameda

#### TRIAL SHEET, EXHIBIT and WITNESS LIST

JUDGE:	PLAINTIFF ATTORNEY:	DEFENSE ATTORNEY:
Thomas S. Hixson	Timothy R. Elder	Kevin E. Gilbert
	S. Timiyo Stoner	Nicholas D. Fine
TRIAL DATE:	REPORTER(S):	CLERK:
3/28/2024 – Day 3	Ana Dub	Rose Maher

PLF	DEF	DATE/TIME				
NO.	NO.	OFFERED	ID	REC	DESCRIPTION	BY
					9:23 AM - Court in session	RM
					9:31 AM – Jurors in attendance	RM
					9:33 AM – Witness Matthew Yankee, appearing as Corporate Representative of County of Alameda sworn.	RM
					9:35 AM – Pltf's counsel Timiyo Stoner examination of witness Matthew Alan Yankee proceeds.	
					9:53 AM – Juror not in attendance – Court has Sidebar w/ counsel re testimony of witness Mr. Yankee.	RM
					10:01 AM – Jurors returned to Courtroom	RM
			EX 4(C)		10:02 AM – Pltf's Counsel Timiyo Stoner continues examination of witness Matthew Alan Yankee.	RM
					10:15 AM - EX 4 (C) (audio exhibit) identified to witness Matthew Alan Yankee.	
					10:41 AM – Examination of witness Matthew Alan Yankee continues.	
					10:47 AM – Plaintiff's counsel Timiyo Stoner rests examination of witness Matthew Alan Yankee.	
					10:48 AM – Court in Recess – 15 minute break	RM
					11:09 AM – Jury returns to court.	RM
					11:11 AM – Def's counsel Kevin Gilbert cross- examination of witness Matthew Alan Yankee	RM
			EX2			

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11:30 AM - EX 2 – Go back letter exhibit	
identified to witness Matthew Alan Yankee by	
Counsel for defendant, Kevin Gilbert	

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Date: March 28, 2024

Courtroom Deputy: Rose Maher - Court Reporter: Ana Dub

### **EXHIBIT and WITNESS LIST CONTINUED**

PLF	DEF	DATE/TIME				
NO.	NO.	OFFERED	ID	REC	DESCRIPTION	BY
					11:52 AM – Defendant's counsel Kevin Gilbert rests witness examination of Matthew Alan	RM
					Yankee	
					11:53 AM – Plaintiff's Counsel Timiyo Stoner	RM
					further examination of witness, Matthew Alan	
					Yankee.	
					12:17 PM – Plaintiff's counsel Timiyo Stoner	
					rests her further examination of witness Matthew	
					Alan Yankee. Witness excused.	
					12:17 PM – Jurors recess from courtroom	
					12:25 PM – Court in recess – 45 minutes	
					1:26 pm – Court in Session – Jury in attendance	RM
					1:28 PM- Witness Lucia Greco, sworn	RM
					1:30 PM – Plaintiff's counsel Timothy Elder	RM
					examination of witness Lucia Greco.	
					1:41 PM – Plaintiff's counsel Timothy Elder rest	
					his examination of witness Lucia Greco.	
					1:41 PM – Def's counsel Kevin Gilbert cross-	RM
					examination of witness Lucia Greco.	
					1:43 PM – Defendant's counsel Kevin Gilbert	
					rests his cross-examination of witness Lucia	
					Greco.	
					1:43 PM – Plaintiff's counsel Timothy Elder has a	RM
					question of witness Lucia Greco and rests after answer to question.	
					1:49 PM – Court orders witness Marco Salsiccia	RM
					excluded from the Plaintiff's witness list.	
					1:51 PM – Court in recess – 15 minutes	RM
					2:10 PM – Court in session	RM
					2:13 PM – Witness Steven Clark, Adaptive	RM
					Technology Services sworn.	

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			2:13 PM – Plaintiff's counsel Timothy Elder examination of witness Steven Clark.	RM
			2:30 PM – Plaintiff's counsel Timothy Elder	
			Moves to make witness Steven Clark an expert witness in his field.	
			Court Orders witness Steven Clark an expert	
			witness in his field.	
EX	3/28/2024	EX11	2:43 PM – Plaintiff's counsel, Timothy Elder	RM
11	2:43 PM	(A)	moves to admit EX 11 (A).	
A		admitted	Court Orders EX 11 (A) be submitted.	
			EX 11 (A) published to witness Steven Clark.	
EX	3/28/2024	EX11	2:48 PM - Plaintiff's counsel, Timothy Elder	RM
11	2:48 PM	<b>(D)</b>	moves to admit EX 11 (D).	
D		admitted	Court Orders EX 11 (D) be submitted.	
			EX 11 (D) published to witness Steven Clark.	
EX	3/28/2024	EX11	2:51 PM - Plaintiff's counsel, Timothy Elder	RM
11	2:51 PM	(C)	moves to admit EX 11 (C).	
<b>C</b>		admitted	Court Orders EX 11 (C) be submitted.	
			EX 11 (C) published to witness Steven Clark.	
EX	3/28/2024	EX11	3:00 PM - Plaintiff's counsel, Timothy Elder	RM
11	3:00 PM	(B)	moves to admit EX 11 (B).	
В		admitted	Court Orders EX 11 (B) be submitted.	
			EX 11 (B) published to witness Steven Clark.  3:04 PM - Defendant's counsel Kevin Gilbert's	RM
			examination of witness Steven Clark.	IXIVI
			3:20 PM – Defendant's counsel, Kevin Gilbert	
			rests his examination.	
			3:20 PM – Plaintiff's counsel Timothy Elder re-	RM
			direct of witness Steven Clark.	ICIVI
			3:23 PM – Witness Steven Clark is excused	
			3:23 PM – Jurors excused for the day	RM
			3:27 PM – Court in Recess for the day	RM